

Table XX
Immigrant and Nonimmigrant Visa Ineligibilities
(by Grounds for Refusal Under the Immigration and Nationality Act)
Fiscal Year 2013

Grounds for Refusal Under the Immigration and Nationality Act		Immigrant		Nonimmigrant	
		Ineligibility Finding ¹	Ineligibility Overcome ²	Ineligibility Finding ¹	Ineligibility Overcome ²
212(a)(1)(A)(i)	Communicable Disease	362	377	17	4
212(a)(1)(A)(ii)	Immigrant lacking required vaccinations	3,153	2,566	-	-
212(a)(1)(A)(iii)	Physical or mental disorder	240	84	430	72
212(a)(1)(A)(iv)	Drug Abuser or Addict	1,052	327	139	29
212(a)(2)(A)(i)(I)	Crime Involving Moral Turpitude	1,263	341	7,043	3,854
212(a)(2)(A)(i)(II)	Controlled Substance Violators	491	66	4,575	2,536
212(a)(2)(B)	Multiple Criminal Convictions	101	12	399	119
212(a)(2)(C)(i)	Illicit Trafficker in Any Controlled Substance	395	3	3,125	916
212(a)(2)(C)(ii)	Spouse, Son, or Daughter Who Benefited from Illicit Activities of Trafficker	12	1	735	53
212(a)(2)(D)(i)	Prostitution (within 10 years)	7	6	46	10
212(a)(2)(D)(ii)	Procuring (within 10 years)	5	1	20	3
212(a)(2)(D)(iii)	Unlawful Commercialized Vice	2	1	5	2
212(a)(2)(E)	Asserted immunity to avoid prosecution	0	0	1	0
212(a)(2)(G)	Foreign government officials who have engaged in violations of religious freedom	0	0	0	0
212(a)(2)(H)	Significant traffickers in persons	5	0	2	0
212(a)(2)(I)	Money Laundering	2	0	15	4
212(a)(3)(A)(i)	Espionage, sabotage, technology transfer, etc.	11	0	209	7
212(a)(3)(A)(ii)	Other Unlawful Activity	154	0	112	4
212(a)(3)(A)(iii)	Act to Overthrow U.S. Government	0	0	0	0
212(a)(3)(B)	Terrorist Activities	28	0	591	352
212(a)(3)(C)	Foreign Policy	0	0	0	0
212(a)(3)(D)	Immigrant Membership in Totalitarian Party	16	5	-	-
212(a)(3)(E)(i)	Participants in Nazi Persecutions	0	0	0	0
212(a)(3)(E)(ii)	Participants in Genocide	1	0	1	0
212(a)(3)(E)(iii)	Commission of Acts of Torture or Extrajudicial Killings	1	0	3	2
212(a)(3)(F)	Association with Terrorist Organizations	0	0	1	0
212(a)(3)(G)	Recruitment of Use of Child Soldiers	0	0	1	2
212(a)(4)	Public Charge	3,544	3,374	349	14
212(a)(5)(A)	Labor Certification (immigrants only)	8,523	1,000	-	-
212(a)(5)(B)	Unqualified Physician (immigrants only)	2	0	-	-
212(a)(5)(C)	Uncertified foreign health-care workers	0	0	1	0
212(a)(6)(B)	Failure to attend removal proceedings	93	0	10	1
212(a)(6)(C)(i)	Misrepresentation	7,079	2,205	13,911	5,164
212(a)(6)(C)(ii)	Falsely claiming citizenship	466	0	1,883	725
212(a)(6)(E)	Smugglers	2,656	1,236	3,630	1,294
212(a)(6)(F)	Subject of civil penalty (under INA 274C)	0	1	5	1
212(a)(6)(G)	Student visa abusers	0	0	8	1
212(a)(7)(B)	Documentation requirement for nonimmigrants	-	-	89	57
212(a)(8)(A)	Immigrant permanently ineligible for citizenship	0	0	-	-
212(a)(8)(B)	Draft evader	0	0	6	9
212(a)(9)(A)(i)	Ordered removed upon arrival	820	362	1,058	89

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212(a)(9)(A)(i)	Ordered removed upon arrival - multiple removals	137	23	72	8
212(a)(9)(A)(i)	Ordered removed upon arrival - convicted aggravated felony	29	2	29	5
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding	1,602	797	855	180
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding - multiple removals	201	46	176	24
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding - convicted aggravated felony	83	8	73	11
212(a)(9)(B)(i)(I)	Unlawfully present 181-364 days (within 3 years)	337	222	772	132
212(a)(9)(B)(i)(II)	Unlawfully present 365 or more days (within 10 years)	15,964	15,673	16,922	1,970
212(a)(9)(C)	Unlawfully present after previous immigration violations	2,235	77	3,985	790
212(a)(10)(A)	Practicing polygamist (immigrants only)	23	2	-	-
212(a)(10)(C)(i)	International child abductor	0	0	5	1
212(a)(10)(C)(ii)	Aliens supporting abductors and relatives of abductors			0	0
212(a)(10)(D)	Unlawful voter	0	0	1	0
212(a)(10)(E)	Former U.S. citizen who renounced citizenship to avoid taxation	0	0	0	0
212(e)	Certain former exchange visitors	22	15	7	6
212(f)	Presidential proclamation	3	0	69	7
214(b)	Failure to establish entitlement to nonimmigrant status	-	-	1,437,959	17,015
221(g)	Application does not comply with provisions of INA or regulations issued pursuant thereto	290,369	180,022	775,201	680,672
222(g)(2)	Alien in illegal status, required to apply for new nonimmigrant visa in country of alien's nationality	-	-	61	7
Sec. 103 Pub. Law 105-227	Disclosure/trafficking of confidential U.S. business information	0	0	0	0
Sec. 401 Pub. Law 104-114	Helms-Burton refusal	0	0	0	0
Sec. 402 Pub. Law 104-114	Conversion of confiscated U.S. property for gain	0	0	0	0
Sec. 306 Pub. Law 107-173	Inadmissible alien from a country that is a state sponsor of terrorism	0	0	170	4
Total Grounds of Ineligibility:		341,489	208,855	2,274,777	716,156
Number of Applications:¹		288,957	194,300	2,230,296	710,601

The figures at the end of this table show totals of **applications** refused and refusals overcome. The total of applications refused does not necessarily reflect the number of persons refused during the year. One applicant can apply and be found ineligible more than one time in a fiscal year.

¹ The total grounds of ineligibility may exceed the number of applications refused because one applicant may be found ineligible under more than one section of the Immigration and Nationality Act.

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	Ineligibility Finding¹	Ineligibility Overcome²	Ineligibility Finding¹	Ineligibility Overcome²

²The total of ineligibilities overcome may not necessarily represent the same visa applicants found ineligible and recorded in the total of ineligibility findings. A visa may be refused in one fiscal year and the refusal overcome in a subsequent fiscal year. Each action will be separately recorded as part of the appropriate statistical report for the year in which it occurred. A refusal can be overcome by evidence that the ineligibility does not apply, by approval of a waiver, or by other relief as provided by law.